

STATE OF OREGON

COUNTY OF MARION

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

KENNETH FESSLER
12666 MONITOR MCKEE ROAD NE
WOODBURN, OREGON 97071

503-634-2448

to use the waters of ONE WELL in the ZOLLNER CREEK BASIN for IRRIGATION OF 18.88 ACRES.

This Permit is issued approving Application G-11807. The date of priority is APRIL 13, 1988. The use is limited to not more than 106.0 GALLONS PER MINUTE or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW 1/4 NW 1/4, SECTION 34, T 5 S, R 1 W, W.M.; 230 FEET SOUTH AND 10 FEET EAST FROM TH NW CORNER, SECTION 34.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The use of water shall be limited when it interferes with the prior surface or ground water rights of others.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the proposed place of use under the permit is as follows:

NE 1/4 NE 1/4 15.65 ACRES
SECTION 33

NW 1/4 NW 1/4 3.23 ACRES
SECTION 34

TOWNSHIP 5 SOUTH, RANGE 1 WEST, W.M.

The well shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works constructed shall include an air line and pressure gauge or an access port for a measuring line, adequate to determine water level elevation in the well at all times. When required by the department, the permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

"CERTIFICATE NO. 75817"

APPLICATION G-11807

WATER RESOURCES DEPARTMENT

PERMIT G-10930

T-8048

Actual construction work shall begin on or before SEPTEMBER 29, 1990, and shall be completed on or before October 1, 1991. Complete application of the water to the use shall be made on or before October 1, 1992.

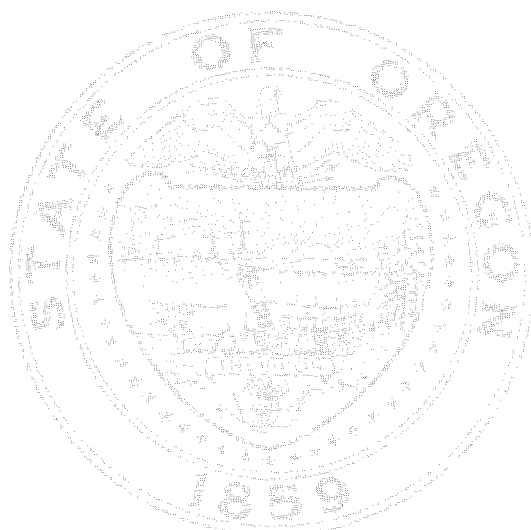
This permit is for the beneficial use of water without waste. By law, the land use associated with this water must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use granted herein may be made only at times when sufficient water is available to satisfy all prior rights.

Issued this date, SEPTEMBER 29, 1989.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director



ASSIGNED, See Misc. Rec., Vol. 8 Page 230